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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/806,182	03/23/2004	Tarou Takagi	62758-071	1997
7590 McDermott, Will & Emery 600 13th Street, N.W. Washington, DC 20005-3096		11/29/2007	EXAMINER NGUYEN, PHU K	
			ART UNIT 2628	PAPER NUMBER
			MAIL DATE 11/29/2007	DELIVERY MODE PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Office Action Summary	Application No. 10/806,182	Applicant(s) TAKAGI, TAROU	
	Examiner Phu K. Nguyen	Art Unit 2628	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 31 October 2007.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 30 and 31 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 30 and 31 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☒ Some * c) ☐ None of:
1. ☒ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.



PHU K. NGUYEN
PRIMARY EXAMINER
GROUP 2300

Attachment(s)

- | | |
|--|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413)
Paper No(s)/Mail Date. _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 5) <input type="checkbox"/> Notice of Informal Patent Application |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO/SB/08)
Paper No(s)/Mail Date _____ | 6) <input type="checkbox"/> Other: _____ |

Applicant claims Priority date on the PCT/JP00/06366, but fails to provide a certified copy.

The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

Claims 30-31 are rejected under 35 U.S.C. 102(b) as being anticipated by
KAWASE (5,757,375)

As per claim 30, Kawase teaches the claimed “engineering system for describing a subject solid shade models existing in a three-dimensional space with use of a three-dimensional bit map having a cell” comprising:

“a grid that divides said three-dimensional space into a plurality of cells wherein each of said cells includes information that denotes whether its center exists inside or outside the subject solid shape” (Kawase, the grid of pixels; column 3, lines 31-37);

“a solid shape describing apparatus provided with a memory for storing programs”

(Kawase, graphics subsystem 3);

“a data storage unit” (Kawase, Workstation 1);

“a display unit” (Kawase, CRT 9); and

a plurality of functions provided by the programs, said functions comprising:

“a function for receiving a definition of a plurality of different coordinate systems to any one-of said solid models shape described by the three-dimensional bit-map” (Kawase, column 4, lines 8-5; the pixel and sub-pixel coordinates represent two different coordinate systems having different scales);

“a function for receiving a definition that an area occupied by one of said plurality of different coordinate systems overlaps with a part or whole of an area occupied by another coordinate system” (Kawase, column 1, lines 25-31; the polygons representing the object contains both of pixel area and subpixel area); and

“a function for converting said three-dimensional bit-map to its solid shape data with use of said defined plurality of different coordinate systems and displaying said solid shape according to said solid shape data on the display unit” (Kawase, column 3, line 60 to column 4, line 7).

As per claim 31, Kawase teaches the claimed “method for describing a subject solid models existing in a three-dimensional space with use of a three-dimensional bit map having a cell” comprising:

“defining a grid that divides said three-dimensional space into a plurality of cells wherein each of said cells includes information that denotes whether its center exists inside or

outside the subject solid shape" (Kawase, the grid of pixels; column 3, lines 31-37);

"receiving a definition of a plurality of different coordinate systems to said solid models shape described by the three-dimensional bit-map" (Kawase, column 4, lines 8-5; the pixel and sub-pixel coordinates represent two different coordinate systems having different scales);

"receiving a definition that an area occupied by one of said plurality of different coordinate systems overlaps with a part or whole of an area occupied by another coordinate system" (Kawase, column 1, lines 25-31; the polygons representing the object contains both of pixel area and subpixel area); and "converting said three-dimensional bit-map to its solid shape data with use of said defined plurality of different coordinate systems and displaying said solid model shape according to said solid shape data on the display unit" (Kawase, column 3, line 60 to column 4, line 7).

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Phu K. Nguyen whose telephone number is (571) 272 7645. The examiner can normally be reached on M-F 8:00-4:30.


If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Michael Razavi can be reached on (571) 272 7664. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

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Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

Phu K. Nguyen
November 27, 2007


PHU K. NGUYEN
PRIMARY EXAMINER
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